IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.23951 of 2006

FRIDAY, THE TWENTIETH DAY OF APRIL TWO THOUSAND AND SEVEN

Between:

Tellam Sunitha, W/o. Dr. K. Singaraju,
Scheduled Tribe, aged about 31 years,
Occ: Pharmacist, HQ Hospital, Khammam,
R/o.H.No.6-2-46/C/1, Jammibanda,
Khammam.

… Petitioner

And

Talla Padmavathi Pharmacy College,
Rep. by its Correspondent, Hunter
Road, Hanamkonda, Warangal, and others.

… Respondents

Order:

Petitioner has filed this Writ Petition seeking Mandamus to declare the action of the first respondent in allotting a seat to the fifth respondent, a non-tribal, in B. Pharmacy course, originally allotted to her in the Scheduled Tribe Category, as arbitrary and illegal.

The case of the petitioner is that though she was allotted a seat in the aforesaid course, it was kept in abeyance until enquiry into the community certificate produced by her is completed.

When the matter is taken up for hearing, today, it is stated that subsequent to the filing of Writ Petition, orders were passed by the District Collector, canceling the caste certificate issued to the petitioner.

The case of the petitioner that she belongs to Scheduled Tribe community, however, now, since the District Collector has cancelled the certificate issued to her, she is not entitled to the relief sought for. However, as it is stated that petitioner has paid tuition fee of Rs.22,000/-, respondents are directed to refund the same to her.

The Writ Petition is accordingly disposed of. No costs.

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JUSTICE R. SUBHASH REDDY.

April 20, 2007
MRR